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9  
10 UNITED STATES DISTRICT COURT  
11 CENTRAL DISTRICT OF CALIFORNIA  
12

13 **IN RE: COUNTRYWIDE**  
14 **FINANCIAL CORP. MORTGAGE-**  
15 **BACKED SECURITIES**  
16 **LITIGATION**

17 THRIVENT FINANCIAL FOR  
LUTHERANS, et al.,

18 Plaintiffs,

19 v.

20 COUNTRYWIDE FINANCIAL  
CORPORATION, et al.,

21 Defendants.

MDL No. 11-ML-02265-MRP (MANx)

**DEFENDANT ANGELO MOZILO'S  
NOTICE OF MOTION AND  
MOTION TO DISMISS  
PLAINTIFFS' AMENDED  
COMPLAINT AND JOINDER IN  
OTHER DEFENDANTS' MOTIONS  
TO DISMISS**

Date: May 17, 2012

Time: 11:00 a.m.

Ctrm: 12

Judge: Hon. Mariana R. Pfaelzer

Case No. 11-CV-07154-MRP (MANx)

1 **TO ALL PARTIES AND THEIR COUNSEL OF RECORD:**

2 PLEASE TAKE NOTICE that, on May 17, 2012 at 11:00 a.m., or as soon  
3 thereafter as the matter may be heard, before the Honorable Mariana R. Pfaelzer,  
4 United States District Judge, in Courtroom 12 of the United States District Court for  
5 the Central District of California, located at 312 North Spring Street, Los Angeles,  
6 California, 90012, defendant Angelo Mozilo will and hereby does move to dismiss  
7 Plaintiffs' amended complaint pursuant to Federal Rule of Civil Procedure 12(b)(6)  
8 for failure to state a claim upon which relief can be granted.

9 By this motion, Mr. Mozilo also joins in the motions to dismiss of the other  
10 defendants to the extent applicable to the claims against him and requests that the  
11 Court dismiss the amended complaint with prejudice. This motion is made based on  
12 this Notice of Motion and Motion, Mr. Mozilo's Memorandum of Points and  
13 Authorities, Mr. Mozilo's Request for Judicial Notice, the court record on file  
14 herein, such matters of which the Court may take judicial notice, all papers,  
15 pleadings, documents, arguments of counsel, and other materials presented to the  
16 Court before or at the time of the hearing on this motion, and any other evidence and  
17 argument the Court may consider. In addition, Mr. Mozilo incorporates by  
18 reference and reasserts all of his prior arguments in support of his motion to dismiss  
19 Plaintiffs' original complaint. (Dkt. 64, 65, 66, 163, 164.)

20 This motion is made following the conference of counsel pursuant to L.R. 7-  
21 3, which took place on March 21, 2012.

22  
23 Dated: March 30, 2012

Respectfully submitted,

24 David Siegel

25  
26 By: David Siegel / MGB

27 David Siegel  
28 Attorneys for Defendant  
Angelo Mozilo